

**S/N 08/902,809**

FEB 13 1998

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Klaus F. Schuegraf et al.

Examiner: Unknown

Serial No.: 08/902,809

Group Art Unit: 2503

Filed: July 30, 1997

Docket: 303.278US1

Title: SELECTIVE SPACER TECHNOLOGY TO PREVENT METAL OXIDE  
FORMATION DURING POLYCID REOXIDATION

**AFFIDAVIT OF SUSAN A. JOHNSON**

Assistant Commissioner for Patents  
Washington, D.C. 20231

MAR 1 1998

I, Susan A. Johnson, state as follows:

1. I am a paralegal employed by the law firm of Schwegman, Lundberg, Woessner & Kluth, P.A., 1600 TCF Tower, 121 South Eighth Street, Minneapolis, Minnesota 55402 (mailing address P. O. Box 2938, Minneapolis, Minnesota 55402).

2. Schwegman, Lundberg, Woessner & Kluth, P.A. represents Micron Technology, Inc., an assignee and an owner of the above-identified application.

3. As part of regular office procedures in cases where formal documents were not filed with the application, a Combined Declaration/Power of Attorney and Assignment were prepared upon receipt of the serial number from the U.S. Patent and Trademark Office. Information from our client, Micron Technology, Inc., now the Assignee in this application, had indicated that co-inventor Klaus Schuegraf was no longer an employee of Micron, and that Mr. Schuegraf had provided Micron Technology, Inc. with his forwarding address. A letter was sent to co-inventor Klaus Schuegraf on October 20, 1997 (signed by attorney Daniel J. Kluth), enclosing formal documents and requesting that these be signed and returned to us as soon as possible. Attached hereto as Exhibit A is a copy of that letter.

4. A Notice of Missing Parts was mailed from the U. S. Patent and Trademark Office on December 8, 1997. As a result, a copy of the application and formal documents were again sent to coinventor Klaus Schuegraf, this time via Certified Mail - Return Receipt Requested. Attached hereto as Exhibit B is a true and accurate copy of the return receipt indicating that the package had been received on December 17, 1997.

Filing Date: July 30, 1997

Title: SELECTIVE SPACER TECHNOLOGY TO PREVENT METAL OXIDE FORMATION DURING POLLYCIDE REOXIDATION

5. On February 5, 1998, I spoke to Ms. Monica Kesling, Patent Assistant in Micron Technology's legal department, regarding Mr. Schuegraf's failure to respond. Ms. Kesling informed me that Mr. Schuegraf had failed to respond cooperatively in several of the pending applications assigned to Micron Technology, Inc.

FURTHER YOUR AFFIANT SAITH NOT.

2-9-98  
DateSusan A. Johnson  
Susan A. JohnsonSigned and sworn to before me on this 9<sup>th</sup> day of February, 1998.Sandra K. Amberson  
Notary Public